

### United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

U.S. APPLICATION NUMBER NO. FIRST NAMED APPLICANT ATTY. DOCKET NO.

10/537,121 Roberto A Macina

DEX-0546

INTERNATIONAL APPLICATION NO.

PCT/US03/40131

I.A. FILING DATE

PRIORITY DATE

12/04/2003

12/04/2002

32800 LICATA & TYRRELL P.C. 66 E. MAIN STREET MARLTON, NJ 08053

**CONFIRMATION NO. 2141** 371 FORMALITIES LETTER \*OC000000018532353\*

Date Mailed: 04/14/2006

# NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 06/02/2005
- Copy of the International Search Report filed on 06/02/2005
- Preliminary Amendments filed on 06/02/2005
- Information Disclosure Statements filed on 07/28/2005
- Biochemical Sequence Diskette filed on 06/02/2005
- Oath or Declaration filed on 06/02/2005
- Biochemical Sequence Listing filed on 06/02/2005
- U.S. Basic National Fees filed on 06/02/2005
- Priority Documents filed on 06/02/2005
- Specification filed on 06/02/2005
- Claims filed on 06/02/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$600 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath
or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the
missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$730 for a Large Entity:

- \$130 Surcharge.
- Total additional claim fee(s) for this application is \$ 600
  - \$600 for 3 independent claims over 3.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

## KAYA L LEWIS BALTIMORE

Telephone: (703) 308-9140 EXT 202

# PART 2 - OFFICE COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/537,121	PCT/US03/40131	DEX-0546

FORM PCT/DO/EO/905 (371 Formalities Notice)